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11 UNITED STATES DISTRICT COURT  
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13 NORTHERN DISTRICT OF CALIFORNIA  
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15 FARNAM COMPANIES, INC.

16 Plaintiff,

17 v.

18 DURVET, INC.

19 Defendant.  
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CASE NO. 3:07-cv-5367-CRB

**STIPULATION AND ~~PROPOSED~~  
ORDER CONTINUING INITIAL  
CASE MANAGEMENT  
CONFERENCE AND RELATED  
DEADLINES**

**Honorable Charles R. Breyer  
United States District Judge**

**Complaint Filed: October 19, 2007  
Trial Date: Not Yet Set**

## STIPULATION

The parties, by and through their respective counsel of record, stipulate and agree that the Initial Case Management Conference and related initial case management deadlines be continued as set forth below.

### A. Prior Time Modifications

On November 20, 2007, this Court issued an order based on a stipulation of the parties granting Defendant Durvet, Inc. ("Durvet") an extra 30 days, through and including December 12, 2007, within which to respond to Plaintiff Farnam Companies, Inc.'s ("Farnam's") Complaint. (Docket No. 8.). On December 7, 2007, this Court issued an order based on a stipulation of the parties continuing the Initial Case Management Conference from January 25, 2008, to February 22, 2008. (Docket No. 14). That order also continued the other pre-Conference deadlines set forth in the Order Setting Initial Case Management Conference and ADR Deadlines (Docket No. 3) ("Initial CMC Order").

### B. Reasons For Requested Continuance

The parties are actively engaged in settlement negotiations and believe that this action is likely to settle. The parties believe that a further continuance of the Initial Case Management Conference and other deadlines set forth in the Initial CMC Order will permit them to fully explore all possibilities of settlement, which could resolve this action without the necessity of extensive motion practice or a trial, saving attorneys' fees and costs, and the time and costs of this Court.

**C. Proposed Change to Initial Case Management Conference and Related Deadlines**

The parties stipulate and respectfully request that the Initial Case Management Conference in this action be continued from the current date of February 22, 2008, to the new date of **April 18, 2008, at 8:30 a.m.** In accordance with the provisions of the Initial CMC

1 Order, the parties further stipulate and respectfully request that the other pre-Conference  
2 deadlines set forth in the Initial CMC Order be continued in accordance with the continuance of  
3 the Initial Case Management Conference.

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5 **SO STIPULATED.**

6  
7 Dated: February 5, 2008

8 **BLACKWELL SANDERS LLP**

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10 By /s/ Michael R. Annis  
11 **WILLIAM B. KIRCHER**  
12 **MICHAEL R. ANNIS**  
13 **Attorneys for Defendant**  
14 **DURVET, INC.**

15  
16 Dated: February 5, 2008

17 **ORRICK HERRINGTON & SUTCLIFFE LLP**

18 By /s/ Sarah C. Marriott  
19 **SARAH C. MARRIOTT**  
20 **Attorneys for Plaintiff**  
21 **FARNAM COMPANIES, INC.**

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As the attorney e-filing this documents, I, Sarah C. Marriott, attest that Michael R. Annis has  
concurred in the filing of this document.  
/s/ Sarah C. Marriott

**ORDER**

PURSUANT TO STIPULATION AND FOR GOOD CAUSE SHOWN:

IT IS HEREBY ORDERED that the Initial Case Management Conference in this action is continued from the current date of February 22, 2008, to the new date of **April 18, 2008, at 8:30 a.m.** IT IS HEREBY FURTHER ORDERED that all other pre-Conference deadlines set forth in the Order Setting Initial Case Management Conference and ADR Deadlines (Docket No. 3) are continued accordingly.

**SO ORDERED.**

Dated: Feb. 11, 2008

